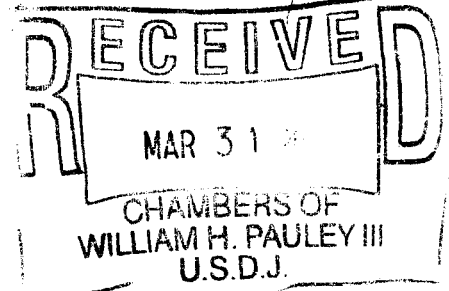


UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK



STUART WEITZMAN IP, LLC, and
STUART WEITZMAN, LLC,

Plaintiffs,

v.

J.C. PENNEY, INC. and MARK TUCKER, INC.,

Defendants.

2008-CV-00413 (ECF 111)

ECF Case

STIPULATION OF
DISMISSAL, WITH
PREJUDICE, PURSUANT
TO RULE 41(a)(1)(ii)

IT IS HEREBY STIPULATED AND AGREED by and between the attorneys for the respective parties to the instant litigation that, pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, the above-identified action, including all claims, counterclaims and cross-claims, is dismissed with prejudice, all parties to bear their own costs and attorney fees. The Court retains jurisdiction to enforce the Settlement Agreement of the parties.

By

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Date: 3/21/08

By

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Date: 3/25/08

SO ORDERED:

Date:

4/2/2008

The clerk of court B directed to mark
this case closed.

U.S.D.J.